

1 EDMUND G. BROWN JR.
Attorney General of California
2 ALFREDO TERRAZAS
Senior Assistant Attorney General
3 LINDA K. SCHNEIDER
Supervising Deputy Attorney General
4 State Bar No. 101336
110 West "A" Street, Suite 1100
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 645-2610
7 Facsimile: (619) 645-2061
Attorneys for Complainant

8
9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:
12
13 **LAURIE RUTH GIBBS**
aka LAURIE RUTH STRICKLAND
14 **aka LAURIE JENNINGS**
13465 Camino Canada, Suite 106, P.M.B. 217
El Cajon, CA 92021
15
16 **Registered Nurse License No. 698440**
17 **Respondent.**

Case No. 2010-425

ACCUSATION

18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
21 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department
22 of Consumer Affairs.

23 2. On or about February 26 2007, the Board of Registered Nursing issued Registered
24 Nurse License Number 698440 to Laurie Ruth Gibbs, aka Laurie Ruth Strickland, aka Laurie
25 Jennings (Respondent). The Registered Nurse License was in full force and effect at all times
26 relevant to the charges brought herein and expired on March 31, 2009.

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JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

STATUTORY PROVISIONS

6. Section 2761, subdivision (a), states that the Board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for unprofessional conduct.

7. Section 2762 of the Code states:

"In addition to other acts constituting unprofessional conduct within the meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct for a person licensed under this chapter to do any of the following:

"(a) Obtain or possess in violation of law, or prescribe, or except as directed by a licensed physician and surgeon, dentist, or podiatrist administer to himself or herself, or furnish or administer to another, any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code or any dangerous drug or dangerous device as defined in Section 4022.

....

"(e) Falsify, or make grossly incorrect, grossly inconsistent, or unintelligible entries in any hospital, patient, or other record pertaining to the substances described in subdivision (a) of this section."

1 8. Code section 4060 states, in pertinent part:

2 “No person shall possess any controlled substance, except that furnished to a person
3 upon the prescription of a physician, dentist, podiatrist, optometrist, veterinarian, or naturopathic
4 doctor pursuant to Section 3640.7, or furnished pursuant to a drug order issued by a certified
5 nurse-midwife pursuant to Section 2746.51, a nurse practitioner pursuant to Section 2836.1, a
6 physician assistant pursuant to Section 3502.1, a naturopathic doctor pursuant to Section 3640.5,
7 or a pharmacist pursuant to either subparagraph (D) of paragraph (4) of, or clause (iv) of
8 subparagraph (A) of paragraph (5) of, subdivision (a) of Section 4052. This section shall not
9 apply to the possession of any controlled substance by a manufacturer, wholesaler, pharmacy,
10 pharmacist, podiatrist, dentist, optometrist, veterinarian, naturopathic doctor, certified nurse-
11 midwife, nurse practitioner, or physician assistant, when in stock in containers correctly labeled
12 with the name and address of the supplier or producer . . .

13 COST RECOVERY

14 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
15 administrative law judge to direct a licensee found to have committed a violation or violations of
16 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
17 enforcement of the case.

18 DRUGS

19 10. “Dilaudid” is a Schedule II controlled substance pursuant to Health and Safety Code
20 section 11055(b)(1)(k) and a dangerous drug per Business and Professions Code section 4022.
21 Dilaudid is a brand name for the generic drug Hydromorphone and is used to treat pain.

22 FACTUAL ALLEGATIONS

23 11. Respondent was employed as a nurse at Sharp Grossmont Hospital in La Mesa,
24 California, from May 8, 2006 until her termination of employment on September 11, 2006.
25 During that time, Respondent made inaccurate entries in hospital and patient records and took
26 patients' medications as follows:

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12. Patient 1:

a. On September 5, 2006, at 0509 hours, Respondent withdrew for this patient from the Pyxis¹ 4 mg. Dilaudid. There is no indication in the patient's medication administration record (MAR) that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

b. On September 5, 2006, at 0513 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

c. On September 5, 2006, at 2246 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient 2 mg. Dilaudid at 2300 hours. There is no record of wastage for the remainder of the medication withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

d. On September 7, 2006, at 0108 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

e. On September 7, 2006, at 0446 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

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¹ Pyxis" is a trade name for the automatic single-unit dose medication dispensing system that records information such as patient name, physician orders, date and time medication was withdrawn, and the name of the licensed individual who withdrew and administered the medication. Each user/operator is given a user identification code to operate the control panel. Sometimes only portions of the withdrawn narcotics are given to the patient. The portions not given to the patient are referred to as "wastage." This waste must be witnessed by another authorized user and is also recorded by the Pyxis machine.

13. Patient 2:

a. On August 28, 2006, at 0326 hours, Respondent withdrew for this patient from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

b. On August 28, 2006, at 0326 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

c. On August 28, 2006, at 0647 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

d. On August 28, 2006, at 2246 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

e. On August 29, 2006, at 0139 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

f. On August 29, 2006, at 0355 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was administered to the patient. There is no record of wastage for the medication withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

g. On August 29, 2006, at 0445 hours, Respondent withdrew from the Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was

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1 administered to the patient. There is no record of wastage for the medication withdrawn by
2 Respondent. Four (4) mg. Dilaudid are unaccounted for.

3 h. On August 29, 2006, at 0714 hours, Respondent withdrew from the Pyxis
4 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
5 was administered to the patient. There is no record of wastage for the medication withdrawn by
6 Respondent. Four (4) mg. Dilaudid are unaccounted for.

7 14. Patient 3:

8 a. On August 21, 2006, at 2314 hours, Respondent withdrew for this patient from the
9 Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by
10 Respondent was administered to the patient. There is no record of wastage for the medication
11 withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

12 b. On August 21, 2006, at 2347 hours, Respondent withdrew from the Pyxis
13 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
14 2 mg. Dilaudid at 2350 hours. There is no record of wastage for the remainder of the medication
15 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

16 c. On August 22, 2006, at 0328 hours, Respondent withdrew from the Pyxis
17 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
18 2 mg. Dilaudid at 0315 hours, 13 minutes before the medication was withdrawn. There is no
19 record of wastage for the remainder of the medication withdrawn by Respondent. Two (2) mg.
20 Dilaudid are unaccounted for.

21 d. On August 22, 2006, at 0541 hours, Respondent withdrew from the Pyxis
22 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
23 was administered to the patient. There is no record of wastage for the medication withdrawn by
24 Respondent. Four (4) mg. Dilaudid are unaccounted for.

25 e. On August 22, 2006, at 2333 hours, Respondent withdrew from the Pyxis
26 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
27 was administered to the patient. There is no record of wastage for the medication withdrawn by
28 Respondent. Four (4) mg. Dilaudid are unaccounted for.

1 f. On August 23, 2006, at 0122 hours, Respondent withdrew from the Pyxis
2 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
3 2 mg. Dilaudid at 0120 hours. There is no record of wastage for the remainder of the medication
4 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

5 g. On August 23, 2006, at 0303 hours, Respondent withdrew from the Pyxis
6 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
7 2 mg. Dilaudid at 0310 hours. There is no record of wastage for the remainder of the medication
8 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

9 h. On August 23, 2006, at 0428 hours, Respondent withdrew from the Pyxis
10 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
11 2 mg. Dilaudid at 0530 hours. There is no record of wastage for the remainder of the medication
12 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

13 i. On August 23, 2006, at 2300 hours, Respondent withdrew from the Pyxis
14 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
15 2 mg. Dilaudid at 2300 hours. There is no record of wastage for the remainder of the medication
16 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

17 j. On August 23, 2006, at 2303 hours, Respondent withdrew from the Pyxis
18 2 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
19 was administered to the patient. There is no record of wastage for the medication withdrawn by
20 Respondent. Two (2) mg. Dilaudid are unaccounted for.

21 k. On August 24, 2006, at 0035 hours, Respondent withdrew from the Pyxis
22 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
23 2 mg. Dilaudid at 0100 hours. There is no record of wastage for the remainder of the medication
24 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

25 l. On August 24, 2006, at 0208 hours, Respondent withdrew from the Pyxis
26 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
27 2 mg. Dilaudid at 0300 hours. There is no record of wastage for the remainder of the medication
28 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

1 m. On August 24, 2006, at 0405 hours, Respondent withdrew from the Pyxis
2 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
3 2 mg. Dilaudid at 0500 hours. There is no record of wastage for the remainder of the medication
4 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

5 n. On August 24, 2006, at 0628 hours, Respondent withdrew from the Pyxis
6 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
7 2 mg. Dilaudid at 0700 hours. There is no record of wastage for the remainder of the medication
8 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

9 o. On August 24, 2006, at 0648 hours, Respondent withdrew from the Pyxis
10 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
11 was administered to the patient. There is no record of wastage for the medication withdrawn by
12 Respondent. Four (4) mg. Dilaudid are unaccounted for.

13 p. On August 27, 2006, at 0226 hours, Respondent withdrew from the Pyxis
14 1 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient 0.5
15 mg. Dilaudid at 2300 hours. There is no record of wastage for the remainder of the medication
16 withdrawn by Respondent. One-half (0.5) mg. Dilaudid is unaccounted for.

17 q. On August 27, 2006, at 2308 hours, Respondent withdrew from the Pyxis
18 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
19 was administered to the patient. There is no record of wastage for the medication withdrawn by
20 Respondent. One (1) mg. Dilaudid is unaccounted for.

21 r. On August 27, 2006, at 2353 hours, Respondent withdrew from the Pyxis
22 1 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient 0.5
23 mg. Dilaudid on August 28, 2006, at 0000 hours. There is no record of wastage for the remainder
24 of the medication withdrawn by Respondent. One-half (0.5) mg. Dilaudid is unaccounted for.

25 s. On August 27, 2006, at 0357 hours, Respondent withdrew from the Pyxis
26 1 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient 0.5
27 mg. Dilaudid at 0400 hours. There is no record of wastage for the remainder of the medication
28 withdrawn by Respondent. One-half (0.5) mg. Dilaudid is unaccounted for.

1 15. Patient 4:

2 a On August 12, 2006, at 0027 hours, Respondent withdrew for this patient from the
3 Pyxis 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by
4 Respondent was administered to the patient. There is no record of wastage for the medication
5 withdrawn by Respondent. One (1) mg. Dilaudid is unaccounted for.

6 b. On August 12, 2006, at 0307 hours, Respondent withdrew from the Pyxis
7 1 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
8 0.5 mg. Dilaudid at 0310 hours. There is no record of wastage for the remainder of the
9 medication withdrawn by Respondent. One-half (0.5) mg. Dilaudid is unaccounted for.

10 c. On August 12, 2006, at 0526 hours, Respondent withdrew from the Pyxis
11 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
12 was administered to the patient. There is no record of wastage for the medication withdrawn by
13 Respondent. One (1) mg. Dilaudid is unaccounted for.

14 d. On August 12, 2006, at 2324 hours, Respondent withdrew from the Pyxis
15 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
16 was administered to the patient. There is no record of wastage for the medication withdrawn by
17 Respondent. One (1) mg. Dilaudid is unaccounted for.

18 e. On August 13, 2006, at 0212 hours, Respondent withdrew from the Pyxis
19 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
20 was administered to the patient. There is no record of wastage for the medication withdrawn by
21 Respondent. One (1) mg. Dilaudid is unaccounted for.

22 f On August 13, 2006, at 2353 hours, Respondent withdrew from the Pyxis
23 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
24 was administered to the patient. There is no record of wastage for the medication withdrawn by
25 Respondent. One (1) mg. Dilaudid is unaccounted for.

26 g. On August 14, 2006, at 0355 hours, Respondent withdrew from the Pyxis 1 mg.
27 Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was

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1 administered to the patient. There is no record of wastage for the medication withdrawn by
2 Respondent. One (1) mg. Dilaudid is unaccounted for.

3 h. On August 14, 2006, at 0542 hours, Respondent withdrew from the Pyxis
4 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
5 was administered to the patient. There is no record of wastage for the medication withdrawn by
6 Respondent. One (1) mg. Dilaudid is unaccounted for.

7 16. Patient 5:

8 a. On August 17, 2006, at 2325 hours, Respondent withdrew for this patient from the
9 Pyxis 4-mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the
10 patient 2 mg. Dilaudid at 2345 hours. There is no record of wastage for the remainder of the
11 medication withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

12 b. On August 18, 2006, at 0306 hours, Respondent withdrew from the Pyxis
13 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
14 2 mg. Dilaudid at 0330 hours. There is no record of wastage for the remainder of the medication
15 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

16 c. On August 18, 2006, at 0532 hours, Respondent withdrew from the Pyxis
17 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
18 2 mg. Dilaudid at 0700 hours. There is no record of wastage for the remainder of the medication
19 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

20 d. On August 24, 2006, at 2311 hours, Respondent withdrew from the Pyxis
21 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
22 was administered to the patient. There is no record of wastage for the medication withdrawn by
23 Respondent. Four (4) mg. Dilaudid are unaccounted for.

24 e. On August 19, 2006, at 0006 hours, Respondent withdrew from the Pyxis
25 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
26 2 mg. Dilaudid at 0145 hours. There is no record of wastage for the remainder of the medication
27 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

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1 f. On August 19, 2006, at 0531 hours, Respondent withdrew from the Pyxis
2 4 mg. Dilaudid. Respondent charted in the patient's MAR that she administered to the patient
3 2 mg. Dilaudid at 0545 hours. There is no record of wastage for the remainder of the medication
4 withdrawn by Respondent. Two (2) mg. Dilaudid are unaccounted for.

5 g. On August 19, 2006, at 0633 hours, Respondent withdrew from the Pyxis
6 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
7 was administered to the patient. There is no record of wastage for the medication withdrawn by
8 Respondent. Four (4) mg. Dilaudid are unaccounted for.

9 h. August 26, 2006, at 0259 hours, Respondent withdrew from the Pyxis
10 2 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
11 was administered to the patient. There is no record of wastage for the medication withdrawn by
12 Respondent. Two (2) mg. Dilaudid are unaccounted for.

13 i. On August 31, 2006, at 0055 hours, Respondent withdrew from the Pyxis
14 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
15 was administered to the patient. There is no record of wastage for the medication withdrawn by
16 Respondent. One (1) mg. Dilaudid is unaccounted for.

17 j. On August 31, 2006, at 0100 hours, Respondent withdrew from the Pyxis
18 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
19 was administered to the patient. There is no record of wastage for the medication withdrawn by
20 Respondent. One (1) mg. Dilaudid is unaccounted for

21 k. On August 31, 2006, at 0516 hours, Respondent withdrew from the Pyxis
22 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
23 was administered to the patient. There is no record of wastage for the medication withdrawn by
24 Respondent. One (1) mg. Dilaudid is unaccounted for.

25 l. On August 31, 2006, at 0601 hours, Respondent withdrew from the Pyxis
26 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
27 was administered to the patient. There is no record of wastage for the medication withdrawn by
28 Respondent. One (1) mg. Dilaudid is unaccounted for.

1 m. On August 31, 2006, at 0659 hours, Respondent withdrew from the Pyxis
2 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
3 was administered to the patient. There is no record of wastage for the medication withdrawn by
4 Respondent. One (1) mg. Dilaudid is unaccounted for.

5 n. On September 1, 2006, at 0154 hours, Respondent withdrew from the Pyxis
6 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
7 was administered to the patient. There is no record of wastage for the medication withdrawn by
8 Respondent. One (1) mg. Dilaudid is unaccounted for.

9 o. On September 1, 2006, at 0400 hours, Respondent withdrew from the Pyxis
10 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
11 was administered to the patient. There is no record of wastage for the medication withdrawn by
12 Respondent. One (1) mg. Dilaudid is unaccounted for.

13 p. On September 1, 2006, at 0635 hours, Respondent withdrew from the Pyxis
14 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
15 was administered to the patient. There is no record of wastage for the medication withdrawn by
16 Respondent. One (1) mg. Dilaudid is unaccounted for.

17 17. Patient 6:

18 a. On September 4, 2006, at 2300 hours, Respondent withdrew for this patient from
19 the Pyxis 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by
20 Respondent was administered to the patient. There is no record of wastage for the medication
21 withdrawn by Respondent. One (1) mg. Dilaudid is unaccounted for.

22 b. On September 4, 2006, at 2300 hours, Respondent withdrew from the Pyxis
23 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
24 was administered to the patient. There is no record of wastage for the medication withdrawn by
25 Respondent. One (1) mg. Dilaudid is unaccounted for.

26 18. Patient 7:

27 a. On September 1, 2006, at 2316 hours, Respondent withdrew for this patient from
28 the Pyxis 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by

1 Respondent was administered to the patient. There is no record of wastage for the medication
2 withdrawn by Respondent. One (1) mg. Dilaudid is unaccounted for.

3 b. On September 1, 2006, at 2319 hours, Respondent withdrew from the Pyxis
4 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
5 was administered to the patient. There is no record of wastage for the medication withdrawn by
6 Respondent. One (1) mg. Dilaudid is unaccounted for.

7 c. On August 31, 2006, at 2319 hours, Respondent withdrew from the Pyxis
8 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
9 was administered to the patient. There is no record of wastage for the medication withdrawn by
10 Respondent. One (1) mg. Dilaudid is unaccounted for.

11 d. On September 2, 2006, at 0304 hours, Respondent withdrew from the Pyxis
12 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
13 was administered to the patient. There is no record of wastage for the medication withdrawn by
14 Respondent. One (1) mg. Dilaudid is unaccounted for.

15 e. On September 2, 2006, at 0304 hours, Respondent withdrew from the Pyxis
16 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
17 was administered to the patient. There is no record of wastage for the medication withdrawn by
18 Respondent. One (1) mg. Dilaudid is unaccounted for.

19 f. On September 2, 2006, at 0555 hours, Respondent withdrew from the Pyxis
20 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
21 was administered to the patient. There is no record of wastage for the medication withdrawn by
22 Respondent. One (1) mg. Dilaudid is unaccounted for.

23 g. On September 2, 2006, at 0555 hours, Respondent withdrew from the Pyxis
24 1 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
25 was administered to the patient. There is no record of wastage for the medication withdrawn by
26 Respondent. One (1) mg. Dilaudid is unaccounted for.

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1 19. Patient 8:

2 a. On August 25, 2006, at 2324 hours, Respondent withdrew for this patient from the
3 Pyxis 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by
4 Respondent was administered to the patient. There is no record of wastage for the medication
5 withdrawn by Respondent. Four (4) mg. Dilaudid are unaccounted for.

6 b. On August 25, 2006, at 2357 hours, Respondent withdrew from the Pyxis
7 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
8 was administered to the patient. There is no record of wastage for the medication withdrawn by
9 Respondent. Four (4) mg. Dilaudid are unaccounted for.

10 c. On August 26, 2006, at 0524 hours, Respondent withdrew from the Pyxis
11 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
12 was administered to the patient. There is no record of wastage for the medication withdrawn by
13 Respondent. Four (4) mg. Dilaudid are unaccounted for.

14 d. On August 26, 2006, at 0646 hours, Respondent withdrew from the Pyxis
15 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
16 was administered to the patient. There is no record of wastage for the medication withdrawn by
17 Respondent. Four (4) mg. Dilaudid are unaccounted for.

18 e. On August 26, 2006, at 2318 hours, Respondent withdrew from the Pyxis
19 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
20 was administered to the patient. There is no record of wastage for the medication withdrawn by
21 Respondent. Four (4) mg. Dilaudid are unaccounted for.

22 f. On August 27, 2006, at 0110 hours, Respondent withdrew from the Pyxis
23 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
24 was administered to the patient. There is no record of wastage for the medication withdrawn by
25 Respondent. Four (4) mg. Dilaudid are unaccounted for.

26 g. On August 27, 2006, at 0256 hours, Respondent withdrew from the Pyxis 4 mg.
27 Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent was

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1 administered to the patient. There is no record of wastage for the medication withdrawn by
2 Respondent. Four (4) mg. Dilaudid are unaccounted for.

3 h. On August 27, 2006, at 0440 hours, Respondent withdrew from the Pyxis
4 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
5 was administered to the patient. There is no record of wastage for the medication withdrawn by
6 Respondent. Four (4) mg. Dilaudid are unaccounted for.

7 i. On September 7, 2006, at 0610 hours, Respondent withdrew from the Pyxis
8 4 mg. Dilaudid. There is no indication in the MAR that the medication withdrawn by Respondent
9 was administered to the patient. There is no record of wastage for the medication withdrawn by
10 Respondent. Four (4) mg. Dilaudid are unaccounted for.

11 20. Between August 12, 2006 and September 7, 2006, Respondent diverted
12 167 mg. hydromorphone (Dilaudid) from Pyxis for eight different patients, as is set forth more
13 fully in paragraphs 11-19, above. All of the patients for which Respondent withdrew the Dilaudid
14 had a physician's order for the medication. Some of the patients Respondent withdrew the
15 Dilaudid for were not assigned to her.

16 21. Respondent was placed on administrative leave on September 8, 2006, and a meeting
17 was scheduled between Respondent and Respondent's employer, for which Respondent failed to
18 appear. Respondent never returned to Sharp Grossmont Hospital and never claimed her final
19 paycheck.

20 **FIRST CAUSE FOR DISCIPLINE**

21 **(False Entries in Hospital/Patient Records)**

22 22. Respondent is subject to disciplinary action under section 2761(a), on the grounds of
23 unprofessional conduct, as defined in Code section 2762(e), in that between or about August 12,
24 2006 and September 7, 2006, while on duty as a registered nurse at Grossmont Hospital, La
25 Mesa, California, Respondent falsified, or made grossly incorrect, grossly inconsistent, or
26 unintelligible entries in hospital, patient, or other records pertaining to the controlled substance
27 Dilaudid, as set forth in paragraphs 12 through 19, above, which are incorporated herein by
28 reference.

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